

**DARBY &
DARBY**

Professional Corporation

RECEIVED

APR 25 2008

**PCT LEGAL
ADMINISTRATION**NEW YORK
7 World Trade Center
250 Greenwich Street
New York, NY 10007-0042
Tel: 212.527.7700
Fax: 212.527.7701NEW YORK
SEATTLE
WASHINGTON, D.C.
FRANKFURT

INTELLECTUAL PROPERTY LAW

DATE: April 25, 2008

FILE #02901/0203976-US0:

FACSIMILE NO.	RECIPIENT AND COMPANY	CONFIRMATION WILL FOLLOW
571-273-0459	PCT Legal Dept Patent & Trademark Office	No

FROM: Julian A. Williams

E-MAIL: jwilliams@darbylaw.com

PHONE: 917.286.2940

NO. OF PAGES: 15
(including cover page)

COMMENTS:

PLEASE RETURN TO JULIAN A. WILLIAMS*** IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT 212.527.7774**

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE SO THAT WE CAN ARRANGE FOR THE RETRIEVAL OF THIS DOCUMENT AT NO COST TO YOU. THANK YOU.

{W:\jaw\misc\01118919.DOC [REDACTED]}

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY
EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR
DEPOSIT ACCOUNT NO. 04-0100

Docket No.: 02901/0203976-US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Giancarlo Tonon et. al.

Serial No.: 10/575,051

Filed: April 3, 2006

For: MAMMALIAN CELL LINES MODIFIED FOR THE PRODUCTION OF RECOMBINANT
GLYCOPROTEINS

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

☐ incorrectly entered
☒ omitted. and/or

Error in

Correct data

- | | | |
|-------------------------------------|-----------------------------|--|
| <input checked="" type="checkbox"/> | Applicant's name | Giancarlo Tonon, Milan, Italy
Sabrina Pozzuolo, Sesto San Giovanni, Italy
Lucia Monaco, Milan, Italy |
| <input type="checkbox"/> | Applicant's address | |
| <input type="checkbox"/> | Title | |
| <input type="checkbox"/> | Filing Date | |
| <input type="checkbox"/> | Application Number | |
| <input type="checkbox"/> | Foreign/PCT Application Re: | |
| <input type="checkbox"/> | Other | |

Remarks:

Enclosed please find a copy of the Executed Declaration that shows that the third inventor should be listed on the Filing Receipt.

The Commissioner is respectfully requested to issue a new and correct Filing Receipt.

Respectfully submitted,

Dated: January 31, 2008



Flynn Barrison
Reg. No. 53,970
Agent for Applicant(s)

DARBY & DARBY P.C.
P.O.Box 770
Church Street Station
New York, NY 10008-0770



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1459
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/575,051	04/03/2006	1638	600	02901/0203976-US0	26	2

CONFIRMATION NO. 5959

7278

DARBY & DARBY P.C.

P. O. BOX 5257

NEW YORK, NY 10150-5257

FILING RECEIPT



OC000000023073028

Date Mailed: 03/28/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Giancarlo Tonon, Milan, ITALY;

Sabrina Pozzuolo, Sesto San Giovanni, ITALY;

Luca Monaco, Milan, ITALY

Assignment For Published Patent Application

Keryos SPA, Gessate, ITALY

Power of Attorney: The patent practitioners associated with Customer Number 7278.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/IT04/00529 09/27/2004

Foreign Applications

ITALY MI2003A001909 10/03/2003

If Required, Foreign Filing License Granted: 03/23/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/575,051**

Projected Publication Date: 07/05/2007

Non-Publication Request: No

Computer Done
Del Entry Done
Loungeleaf Done
Folder Done
Card Done
Letter Done
Foreign Fg. Done

Early Publication Request: No

**** SMALL ENTITY ****

Title

Mammalian cell lines modified for the production of recombinant glycoproteins

Preliminary Class

800

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process ~~simplifies the~~ filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The

date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No.:

**DECLARATION
AND POWER OF ATTORNEY
Original Application**

As a below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 1 below, or a joint inventor if plural inventors are named below, of the invention entitled:

Mammalian cell lines modified for the production of recombinant glycoproteins

which is described and claimed in:

☒ the attached specification or ☐ the specification in application
Serial No.
filed
(for declaration not accompanying appl.)

that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to patentability in accordance with 37 CFR §1.56. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I hereby claim the priority benefits under 35 U.S.C. §119 of any application(s) for patent or inventor's certificate listed below. All foreign applications for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns prior to the application(s) of which priority is claimed are also identified below.

PRIOR APPLICATION(S), IF ANY, OF WHICH PRIORITY IS CLAIMED

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
Italy	MI 2003 A 001909	October 3, 2003

**ALL FOREIGN APPLICATIONS, IF ANY, FILED PRIOR
TO THE APPLICATION(S) OF WHICH PRIORITY IS CLAIMED**

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
PCT	PCT/IT2004/00529	September 27, 2004

POWER OF ATTORNEY:

Practitioners at Customer Number

07278

Customer Number



Customer Number Bar Code

all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022

SEND CORRESPONDENCE TO:

DARBY & DARBY P.C.
Post Office Box 5257
New York, NY 10150-5257

DIRECT TELEPHONE CALLS TO:

Adda C. Gogoris
212-527-7700


FULL NAME AND RESIDENCE OF INVENTOR 1

LAST NAME: POZZUOLO FIRST NAME: Sabrina MIDDLE NAME:
CITY: Sesto San Giovanni (Milano) STATE OR FOREIGN COUNTRY: Italy COUNTRY OF CITIZENSHIP: Italy

POST OFFICE ADDRESS: Via G. Pascoli 13 CITY: Sesto San Giovanni (Milano) STATE OR COUNTRY: Italy

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 1:  DATED: _____
Giancarlo Tonon

SIGNATURE OF INVENTOR 2:  DATED: 1.XII.2005
Sabrina Pozzuolo

SIGNATURE OF INVENTOR 3:  DATED: _____
Lucia Monaco

Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No.:

**DECLARATION
AND POWER OF ATTORNEY
Original Application**

As a below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 1 below, or a joint inventor if plural inventors are named below, of the invention entitled:

Mammalian cell lines modified for the production of recombinant glycoproteins

which is described and claimed in:

☒ the attached specification or

☐ the specification in application
Serial No.
filed
(for declaration not accompanying appl.)

that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to patentability in accordance with 37 CFR §1.56. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I hereby claim the priority benefits under 35 U.S.C. §119 of any application(s) for patent or inventor's certificate listed below. All foreign applications for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns prior to the application(s) of which priority is claimed are also identified below.

PRIOR APPLICATION(S), IF ANY, OF WHICH PRIORITY IS CLAIMED

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
Italy	MI 2003 A 001909	October 3, 2003

**ALL FOREIGN APPLICATIONS, IF ANY, FILED PRIOR
TO THE APPLICATION(S) OF WHICH PRIORITY IS CLAIMED**

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
PCT	PCT/IT2004/00529	September 27, 2004

POWER OF ATTORNEY:

Practitioners at Customer Number

07278

Customer Number


07278

PARENT TRADEMARK OFFICE

Customer Number Bar Code

all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022

SEND CORRESPONDENCE TO:

DARBY & DARBY P.C.
Post Office Box 5257
New York, NY 10150-5257

DIRECT TELEPHONE CALLS TO:

Adda C. Gogoris
212-527-7700

FULL NAME AND RESIDENCE OF INVENTOR 1

LAST NAME:

TONON

FIRST NAME:

Giancarlo

MIDDLE NAME:

CITY: Milano

STATE OR FOREIGN COUNTRY:

Italy

COUNTRY OF CITIZENSHIP:

Italy

POST OFFICE ADDRESS:

Via San Bernardo 35/6

CITY:

Milano

STATE OR COUNTRY:

Italy

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 1:


Giancarlo Tonon

DATED: 25.XI.2005

SIGNATURE OF INVENTOR 2:

Sabrina Pozzuolo

DATED: _____

SIGNATURE OF INVENTOR 3:

Lucia Monaco

DATED: _____

Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No.:

**DECLARATION
AND POWER OF ATTORNEY
Original Application**

As a below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 1 below, or a joint inventor if plural inventors are named below, of the invention entitled:

Mammalian cell lines modified for the production of recombinant glycoproteins

which is described and claimed in:

☒ the attached specification or ☐ the specification in application
Serial No.
filed
(for declaration not accompanying appl.)

that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to patentability in accordance with 37 CFR §1.56. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I hereby claim the priority benefits under 35 U.S.C. §119 of any application(s) for patent or inventor's certificate listed below. All foreign applications for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns prior to the application(s) of which priority is claimed are also identified below.

PRIOR APPLICATION(S), IF ANY, OF WHICH PRIORITY IS CLAIMED**COUNTRY****APPLICATION NO.****DATE OF FILING**

Italy

MI 2003 A 001909

October 3, 2003

**ALL FOREIGN APPLICATIONS, IF ANY, FILED PRIOR
TO THE APPLICATION(S) OF WHICH PRIORITY IS CLAIMED****COUNTRY****APPLICATION NO.****DATE OF FILING**

PCT

PCT/IT2004/00529

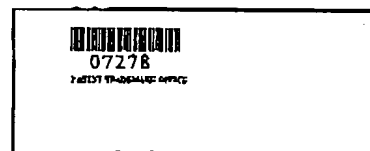
September 27, 2004

POWER OF ATTORNEY:

Practitioners at Customer Number

07278

Customer Number



Customer Number Bar Code

all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022

SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

DARBY & DARBY P.C.
Post Office Box 5257
New York, NY 10150-5257Adda C. Gogoris
212-527-7700

FULL NAME AND RESIDENCE OF INVENTOR 1

LAST NAME: Monaco FIRST NAME: Lucia MIDDLE NAME:
CITY: Milano STATE OR FOREIGN COUNTRY: Italy COUNTRY OF CITIZENSHIP: Italy
POST OFFICE ADDRESS: Via Cola di Rienzo 51 CITY: Milano STATE OR COUNTRY: Italy

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 1:  DATED: _____
Giancarlo Tonon

SIGNATURE OF INVENTOR 2: _____ DATED: _____
Sabrina Pozzuolo

SIGNATURE OF INVENTOR 3:  DATED: 7.XII.2005
Lucia Monaco